

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
TUESDAY, JULY 6, 1999
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Heilman called the meeting to order at 7:07 p.m.

PLEDGE OF ALLEGIANCE: Ivy Bottini led the Pledge.

ROLL CALL:

PRESENT: Councilmembers Guarriello, Koretz, Martin, Prang and Mayor Heilman.

ABSENT: None.

ALSO PRESENT: City Manager Makinney, City Attorney Jenkins, Assistant City Clerk Bell and Deputy Clerk Gillig.

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins stated that the City Council called the meeting to order, recessed into Closed Session and no reportable actions were taken.

APPROVAL OF AGENDA:

Joan English, Director of Transportation and Public Works, requested that the City Council add an Urgency Item to the Consent Calendar as Item 2.U. PROFESSIONAL SERVICES AGREEMENT WITH AMEC CIVIL ENGINEERING CONSULTANTS FOR THE SANTA MONICA BOULEVARD REHABILITATION PROJECT.

ACTION: Add Urgency Item 2.U. Motion Councilmember Guarriello, seconded by Councilmember and unanimously carried.

Councilmember Martin requested that Item 3.A. removed from the Agenda and no public testimony be heard.

Mayor Heilman stated that the City Council could hear testimony and identify the issues and ask for further explanation from staff or community.

City Attorney stated that the code is ambiguous, but he felt that the most prudent course would be to not take any action.

Councilmember Martin stated that hearing testimony might prejudice the Cultural Heritage Commission decision.

Mayor Heilman stated that the City Council was not in any position to take any final action but that they would hear the testimony of the residents and identify the issues.

ACTION: To remove Item 3.A. Villas De San Vicente Condominium Project, from the Agenda. Motion Councilmember Martin, and died for lack of a second.

Staff requested that Item 2.L., Senior Video Production Specialist, be tabled.

Staff requested that Item 4.F., Proposed Resolution in Support of AB 83, be tabled.

Mayor Heilman requested that Item 2.T., Lesbian And Gay Advisory Board Establishing A Task Force To Identify And Expand Housing Options For Gay And Lesbian Senior Residents, be returned to the City Council with the creation of a "broader" task force to advise on housing issues in general.

ACTION: Approve the July 6, 1999 Agenda as amended. Motion Councilmember Guarriello, seconded by Councilmember Koretz and unanimously carried.

PRESENTATIONS:

Mayor Heilman presented a proclamation to proclaim July as Park and Recreation Month.

Mayor Heilman presented a Proclamation commemorating the 10th Anniversary of the Gay and Lesbian Advisory Board.

Mayor Heilman presented a plaque to Jon Bailey, Artistic Director to commemorate the 20th Anniversary of the Gay Men's Chorus of Los Angeles. Jon Bailey presented the City with their compact discs for the new library of West Hollywood.

Nancy Cohen, Chair of the Gay and Lesbian Advisory Board presented a Rainbow Key to John Bailey, Artistic Director of the Gay Men's Chorus of Los Angeles.

PUBLIC COMMENT:

IVY BOTTINI, WEST HOLLYWOOD, stated that she supports removing Item 2.T. from the agenda for a more encompassing recommendation.

RUTH WILLIAMS, WEST HOLLYWOOD, representing Good Neighbors, spoke about the success of the July 4th celebration at Plummer Park and all the support from the community and City staff.

MARK WORSCING, LOS ANGELES, representing the Angeles Chapter of the Sierra Club, spoke about postponing the removal of the ficus trees.

ANGEE BECKETT, WEST HOLLYWOOD, spoke about keeping the ficus trees.

EFFIE REUVENI, WEST HOLLYWOOD; spoke about keeping the ficus trees.

RALPH FEELEY, WEST HOLLYWOOD, spoke in regards to keeping the ficus trees.

GRACIELLA IPPAHERE, WEST HOLLYWOOD, spoke in support of keeping the trees and adding new ones.

LOIS SYDNEY, WEST HOLLYWOOD, spoke in support of recommendations of the Sierra Club.

BARRY GREENFIELD, WEST HOLLYWOOD, spoke in support of Item 4.A., and he encourages more education about HIV.

CAROL RODRIGUEZ, WEST HOLLYWOOD, spoke about the success of the July 4th celebration and the community service of Ruth Williams.

HARLAN LEVENSON, WEST HOLLYWOOD, spoke about a letter he wrote volunteering to get involved with the Santa Monica Project.

ROYCE MATHEW, WEST HOLLYWOOD, spoke about Alternate Living for the Aged.

SABATO FIORRELLO, WEST HOLLYWOOD, thanked the City Council and Ruth Williams for their contributions to Good Neighbors.

DON BRUNKE, WEST HOLLYWOOD, spoke in support of the current develop plans for the LaBrea project.

JOSH WELLS, WEST HOLLYWOOD, owner of The Firehouse Nightclub, spoke in support of condom distribution.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in regards to Item 2.T. and 3.A.

LIZ WILLIAMS, WEST HOLLYWOOD, complained that there were no tickets for the Dodger Game excursion

NIGEL WILLIAMS, WEST HOLLYWOOD, spoke about not being able to play at Plummer Park.

COUNCILMEMBER COMMENTS:

Councilmember Koretz requested that the City Council adjourn in memory of Bess Gardner, Peter Geysler and Joe Gannon.

Councilmember Guarriello thanked the Sierra Club for coming to speak about the ficus trees and he commented on children and teen activities in the parks.

Councilmember Martin directed City Manager Makinney and Lloyd Long, Director of Human Services to report on how we create more opportunities for children and teens. He asked Sam Baxter to look at the Havenhurst Community Gardens and the upkeep. He also stated that the ficus tree issue is ended and that it was unfortunate that the Sierra Club was not involved in the process.

Councilmember Koretz stated that he would battle to save the ficus trees any way that he could.

Mayor Pro Tem Prang congratulated the City Council, staff and participants in the July 4th celebration at Plummer Park.

CITY MANAGER'S REPORT: City Manager Makinney asked Lloyd Long, Director of Human Services, to address the recreation programs for the teens and children. Aaron Sumi, Recreation Leader for Plummer Park, discussed the programs offered for teens, preteens and younger children.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Thompson stated the Fiscal Impact on the Consent Calendar of July 6, 1999 is \$609,419 in expenditures and \$0 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., B., C., D., E., F., G., H., I., J., K., M., N., O. P., Q., R., S., and Urgency Item U. Motion by Councilmember Guarriello, seconded by Councilmember Martin and unanimously carried.

2.A. POSTING OF AGENDA:

The agenda for the meeting of Tuesday, July 6, 1999, was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, July 1, 1999.

ACTION: Receive and file. **Approved as part of the Consent Calendar.**

2.B. COMMISSION AND ADVISORY BOARD ATTENDANCE REPORTS:

ACTION: Receive and file attached attendance records from the various appointed bodies for the period of March, April and May of 1999. **Approved as part of the Consent Calendar.**

2.C. WAIVER OF FURTHER READING:

The City Council will waive the reading of the full text of an ordinance after the reading of the title.

ACTION: After the City Attorney has read the title of any ordinance on tonight's agenda, the further reading thereof shall be waived. **Approved as part of the Consent Calendar.**

2.D. CLAIMS ADMINISTRATION:

ACTION: Deny the claims of Laura Alexander, Leslie Kinanahan, Rimma Birman, Kenneth Cox, Midwest Coast Transport Ltd., and Ninel Greben and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. DEMAND REGISTER NO. 393, RESOLUTION NO. 99-2120:

ACTION: Approve Demand Register No. 393 and adopt Resolution No. 99-2120, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 393." **Approved as part of the Consent Calendar.**

2.F. TREASURER'S REPORT:

ACTION: Receive and file for the month of May, 1999. **Approved as part of the Consent Calendar.**

2.G. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

ACTION: Receive and file Action Reports from the Rent Stabilization Commission of May 27, 1999, June 10, 1999 and June 24, 1999; and, the Public Facilities Commission of May 26, 1999, June 9, 1999 and June 23, 1999. **Approved as part of the Consent Calendar.**

2.H. SCHEDULE JOINT MEETING WITH THE CITY COUNCIL AND THE WEST HOLLYWOOD CONVENTION AND VISITORS BUREAU:

ACTION: Direct the City Clerk to schedule a Joint Meeting of the City Council and the West Hollywood Convention and Visitors Bureau on Monday, August 2, 1999 at 6:00 PM. The City Council Regular Meeting will start at 7:30 PM. **Approved as part of the Consent Calendar.**

2.I. RESIGNATION OF LINDA FEINHOLZ FROM WOMEN'S ADVISORY BOARD:

ACTION: 1) Accept with regret the resignation of Linda Feinholz from the Women's Advisory Board; and, 2) Direct the City Clerk to post a notice of vacancy and accept applications. **Approved as part of the Consent Calendar.**

2.J. RESIGNATION OF NORMAN CHRAMOFF FROM PROJECT AREA COMMITTEE:

ACTION: 1) Accept with regret the resignation of Norman Chramoff from the Project Area Committee; and, 2) Direct the City Clerk to post a vacancy and accept applications. **Approved as part of the Consent Calendar.**

2.K. PROPOSED RESOLUTION SUPPORTING "DEFYING GRAVITY", A LOCALLY PRODUCED, AWARD WINNING FILM WHICH DETAILS THE COMING-OUT STORY OF A COLLEGE FRATERNITY BROTHER AND PROMINENTLY FEATURES WEST HOLLYWOOD LOCATIONS:

ACTION: 1) Adopt Resolution No. 99-2121, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING "DEFYING GRAVITY", AN AWARD WINNING FILM WHICH DETAILS THE COMING-OUT STORY OF A COLLEGE FRATERNITY BROTHER AND PROMINENTLY FEATURES WEST HOLLYWOOD LOCATIONS;" 2) Direct staff to prepare a certificates of Commendation to the three (3) principal creators of the film, all of whom reside in the City of West Hollywood: David C. Miller, John Keitel, Jack Koll; and, 3) Direct staff to prepare an additional Certificate of Commendation to the film "Defying Gravity", with copies made available to the three (3) primaries named above. **Approved as part of the Consent Calendar.**

2.L. CREATION OF ADDITIONAL SENIOR VIDEO PRODUCTION SPECIALIST POSITION:

This Item was tabled at the request of staff.

2.M. AWARD OF BID TO RYDIN DECAL, INC. FOR PERMIT PARKING MATERIALS:

ACTION: Approve the issuance of a purchase order in an amount not to exceed \$35,156 to Rydin Decal, Inc. for the production of parking permits. **Approved as part of the Consent Calendar.**

2.N. PROPOSED RESOLUTION URGENTLY CALLING UPON RUSSIAN FEDERATION PRESIDENT BORIS YELTSIN TO EMPHATICALLY DENOUNCE THE RISE OF ANTI-SEMITIC RHETORIC AND TERRORISM IN THE FORMER SOVIET UNION:

ACTION: 1) Adopt Resolution No. 99-2122, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGENTLY CALLING UPON RUSSIAN FEDERATION PRESIDENT BORIS YELTSIN TO EMPHATICALLY DENOUNCE THE RISE OF ANTI-SEMITIC RHETORIC AND TERRORISM IN THE FORMER SOVIET UNION;" and, 2) Direct staff to inform Senators Gordon H. Smith and Joseph R. Biden,

the American Jewish Committee and Russian President Boris Yeltsin of the City of West Hollywood's urgent request. **Approved as part of the Consent Calendar.**

2.O. SUPPLEMENTAL PROFESSIONAL SERVICES AGREEMENT WITH M.C.E. CORPORATION TO PROVIDE STREET MAINTENANCE SERVICES FOR FISCAL YEAR 99-00:

ACTION: 1) Approve a supplemental professional services agreement with M.C.E. Corporation in an amount not to exceed \$514,903 for routine street maintenance services; 2) Authorize the City Manager to execute the supplemental agreement; and, 3) Authorize the City Engineer to manage Service Requests for changes in the work program for street maintenance in an amount not to exceed 25% of the contract for Fiscal Year 99-00. **Approved as part of the Consent Calendar.**

2.P. ADDENDUM TO AGREEMENT WITH GOLDEN BEAR ARBORISTS, INC.:

ACTION: 1) Approve an addendum to the existing professional service agreement with Golden Bear Arborists, Inc. in an amount not to exceed \$16,000 to cover additional tree trimming and pruning for the Parking Services Division through June 30, 2000; 2) Authorize the City Manager to execute the addendum; and, 3) Direct staff to work with the Landscape and Building Maintenance Division to include additional tree trimming for the Parking Services Division as part of the scope of services the next time the City goes to bid for grounds maintenance services. **Approved as part of the Consent Calendar.**

2.Q. ACTION OF THE LESBIAN AND GAY ADVISORY BOARD THAT THE CITY COUNCIL ADOPT A RESOLUTION SENDING A STRONG CONDEMNATION TO UNITED AIRLINES FOR THEIR REFUSAL TO IMPLEMENT DOMESTIC PARTNER BENEFITS:

ACTION: 1) Adopt Resolution No. 99-2123, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SENDING A STRONG CONDEMNATION TO UNITED AIRLINES FOR THEIR REFUSAL TO IMPLEMENT DOMESTIC PARTNER BENEFITS AS REQUIRED BY SAN FRANCISCO ORDINANCE;" and, 2) Direct staff to send a letter of support to the City of San Francisco, send a copy of the resolution to United Airlines. **Approved as part of the Consent Calendar.**

2.R. PROPOSED RESOLUTION IN SUPPORT OF INVESTMENT FOR URBAN REVITALIZATION (AB 601, AB 643, AB 1080):

ACTION: Adopt Resolution No. 99-2124, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF INVESTMENT FOR URBAN REVITALIZATION (AB 601, AB 643, AB 1080). **Approved as part of the Consent Calendar.**

2.S. PROPOSED RESOLUTION IN SUPPORT OF THE CARL MOYER MEMORIAL AIR STANDARDS ATTAINMENT PROGRAM (AB 1571):

ACTION: Adopt Resolution No. 99-2125, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE CARL MOYER MEMORIAL AIR STANDARDS ATTAINMENT PROGRAM (AB 1571)." **Approved as part of the Consent Calendar.**

2.T. ACTION OF THE LESBIAN AND GAY ADVISORY BOARD ESTABLISHING A TASK FORCE TO IDENTIFY AND EXPAND HOUSING OPTIONS FOR GAY AND LESBIAN SENIOR RESIDENTS:

This Item was tabled.

2.U. URGENCY ITEM PROFESSIONAL SERVICES AGREEMENT WITH AMEC CIVIL ENGINEERING CONSULTANT FOR CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER WATER MAIN RELOCATION DESIGN ON THE SANTA MONICA BOULEVARD REHABILITATION PROJECT:

Authorize the City Manager to enter into a professional services contract with AMEC Civil Engineering Consultants for relocation design of water mains and appurtenances for the Santa Monica Boulevard Rehabilitation Project in an amount not to exceed \$43,000. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. APPEAL OF PLANNING COMMISSION APPROVAL OF: DEVELOPMENT PERMIT 98-35; DEMOLITION PERMIT 98-10; CONDITIONAL USE PERMIT 98-10; TENTATIVE TRACT MAP 98-06; VARIANCE 99-10; FINAL ENVIRONMENTAL IMPACT REPORT; VILLAS DE SAN VICENTE CONDOMINIUM PROJECT; 851-89 SAN VICENTE BOULEVARD; AND 856-60 HILLDALE AVENUE:

City Clerk Thompson stated that a Notice of Public hearing was published in the West Hollywood Independent on June 23, 1999 and mailed to all properties within 500 feet.

Councilmember Koretz stated that there should be some discussion among the City Council as to what the result would be if the City Council took action on this Item.

City Attorney Jenkins stated that the code states that "once a Cultural Heritage designation petition has been filed and complete the City cannot issue permits", this could be interpreted to mean that the City Council cannot take any action or that the City cannot issue permits, which is the position of the applicant in this matter. He stated that his concern is the comment of Councilmember Martin, "there is a possibility that if the Council were to take an action it would prejudice its ability to hear nomination application from the Cultural Heritage Commission when it comes up. He suggested that the most prudent position is to not take a final action.

Timothy Foy, Senior Planner, provided background information as outlined in the staff report dated July 6, 1999.

Mayor Heilman opened the Public Hearing and the following speakers came forward:

TODD BIANCO, WEST HOLLYWOOD, APPELLANT, provided background information and the basis of his appeal.

SHOMON BEN BASSAT, APPLICANT and the developer, reiterated the efforts of himself and his staff to respond to all reasonable concerns.

BILL BARKER, WEST HOLLYWOOD, stated that building sixty-three units will have an impact for traffic. By building a multilevel condominium will alleviate the sense of community.

ROBERT W. NUDLEMAN, HOLLYWOOD, stated the loss of the bungalows will demolish a part of the history of West Hollywood.

DON LIPPMAN, HOLLYWOOD HILLS, spoke in support of preserving the block.

WAYNE BLANKENSHIP, WEST HOLLYWOOD, spoke in opposition of the project because it is too large and it will create traffic problems.

GREG AMOUR, WEST HOLLYWOOD, spoke in opposition of the development.

GREY LECUYER, WEST HOLLYWOOD, spoke in opposition of the development.

LISA STRUTMAN, WEST HOLLYWOOD, spoke in opposition of the development and in support of saving the Sherman District.

MILES KREVGOR, LOS ANGELES, spoke in support of restoring the bungalows and turning them into museums.

STEVE ERDMAN, LOS ANGELS, co-developer, stated that the development is going to provide ample parking.

DIANE D. DAILEY, WEST HOLLYWOOD, spoke in support of keeping the bungalows and the negative impact of building the proposed condominiums.

DAWN SANDOR, WEST HOLLYWOOD, spoke in opposition of demolishing the bungalows and in opposition of building the condominium.

NORMA SANDLER, WEST HOLLYWOOD, spoke in opposition of the proposed development and her inability to do her work and make a living, with the noise that will be generated in constructing this project.

MICHAEL GODDFRIED, WEST HOLLYWOOD, stated his support of the previous speakers who spoke in opposition of the development.

EARL B. GROSS, WEST HOLLYWOOD, spoke about the variance for the height and the redefined zoning to accommodate the project. He recommended some alternatives and returning the project to the Planning Commission.

MICHAEL POBER, WEST HOLLYWOOD, stated that most of the residents do not oppose the project.

KEN BERNSTEIN, LOS ANGELES, Director of the Los Angeles Conservancy, stated that the bungalows are a part of historic preservation. He encouraged the City Council to give direction to adopt a preservation solution.

YAYOI TAKENAKA, WEST HOLLYWOOD, spoke in support of the project.

YOGI TAKENAKA, WEST HOLLYWOOD, spoke in support of the project.

GYUVA BOGNAR, JR., LOS ANGELES, architect on the project, spoke in support of the development.

KATE BARTOLO, WEST HOLLYWOOD, spoke in support of the project and represented that the residents of the Norma Triangle supported it.

AMY ANDERSON, WEST HOLLYWOOD, spoke in opposition of demolishing the bungalows.

JOHN D. O'CONNOR, WEST HOLLYWOOD, spoke in opposition of the project.

HELEN MCDOWELL, WEST HOLLYWOOD, spoke in opposition of the project.

LAWERENCE LEVITON, WEST HOLLYWOOD, spoke in support of the project.

ARLEEN RUBY LEVITON, WEST HOLLYWOOD, spoke in support of the project.

GIGI VERONE, LOS ANGELES, spoke in opposition of the project.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the condominiums.

TODD BIANCO, WEST HOLLYWOOD, rebuttal: stated that the people who own the property deliberately neglected them

SHOMON BEN BASSAT, stated that the project was designed by code and it has been revised to accommodate all concerns.

The Public Hearing remains open, until a later date.

Mayor Heilman asked about the parking in regards to access from Hilldale.

Mr. Foy stated that the Hilldale side will be used by the units on that side only.

Mayor Heilman stated that the issues that were raised in the testimony were traffic, parking, affordable housing, construction mitigation and design set back height.

Traffic

Councilmember Koretz stated that the traffic study stated that there is no significant change.

The consensus of City Council is that traffic is not a major problem.

Parking

There are 147 spaces, 10 guest spots and 63 condos.

The consensus of the City Council is that parking is not a major problem.

Affordable Housing Issue

Mayor Heilman stated that the inclusionary project development was not designed to be satisfied off site. It was designed to integrate low and moderate income people into the community.

Construction Mitigation

Mr. Foy stated that the standard mitigation is to control the hours of construction with an on site manager.

Councilmember Martin directed staff to develop a plan to keep the trucks from loading and unloading on residential streets.

Mayor Heilman directed staff to require the developer to install double pane windows for the residents on Hilldale and Cynthia.

Mayor Pro Tem Prang asked staff about phasing the different constructions which will be taking place at the same time.

Mayor Heilman stated that he thought that the developer should be required to offer windows for the residents who will impacted by noise and dust during construction.

Mayor Pro Tem Prang stated that the developer should have a Construction Response Team to receive complaints.

Density

Mr. Foy stated that there are 10 units on the Hilddale side and 53 units on the San Vicente Boulevard side.

Mayor Pro Tem Prang stated that the zoning is what it is, however he does not agree with the density.

Mayor Heilman stated that he thinks the density should be scaled back to 55 units to reduce the height and the impact on the community.

Designates back height, frontage

Mayor Heilman asked why the code requires that Cynthia be the front of the building.

Mr. Reynolds, Director of Community Development, stated that the code requires that the narrower of the streets to be the front.

Mayor Heilman stated that the backyard variance which is on Hilddale does not have a beneficial factor.

Mayor Heilman and Mayor Pro Tem Prang agreed that the fourth floor of the project should be eliminated.

Historic Resources

Mayor Heilman suggested that the developer preserve the bungalows on site and/or move them as close to the project as possible.

Mr. Reynolds stated that the Cultural Heritage will hear this issue on July 19, 1999.

ACTION: Suggested staff organize a meeting with the developer and the appellant, to try and reach a resolution. He also suggested bringing in an outside mediator. **By a consensus of the City Council.**

No formal action was taken by the City Council as an application for Cultural Heritage designation was filed with the City. The Public Hearing remained open to an uncertain date.

4.1. UNFINISHED BUSINESS – SANTA MONICA BOULEVARD: None.

4.2. UNFINISHED BUSINESS – GENERAL ITEMS:

4.A. IMPLEMENTING ASPECTS OF THE HIV PREVENTION EDUCATION AND SOCIAL SERVICES ACT:

Daphne Dennis, Social Services Manager, provided background information as outlined in the staff report dated July 6, 1999.

HERB K. SCHULTE, LOS ANGELES, representing AIDS Project Los Angeles, spoke in support of this item.

DON BRUHNKE, WEST HOLLYWOOD, spoke in support of education and against only distributing condoms.

J.T. ANDERSON, WEST HOLLYWOOD, spoke in support of making the distribution of condoms mandatory.

ETHON STONE, WEST HOLLYWOOD, stated that there should be signs on the containers.

RICK FEATHERLIN, WEST HOLLYWOOD, representing 7020 Club, stated that the distribution should be mandatory.

TERRI FORD, SANTA MONICA, thanked the City Council for the 250,000 condoms and she stated that this program should be mandatory.

CESAR PORTILLO, LOS ANGELES, representing AIDS Healthcare Foundation, spoke in support of mandatory distribution of condoms.

KAREN MALL, WEST HOLLYWOOD, Program Coordinator of the WEHO Lounge, spoke in support of mandatory distribution of condoms.

NORMAN CHRAMOFF, WEST HOLLYWOOD, spoke in support of mandatory condom distribution.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of education.

Councilmember Martin stated that water based lubricant should be included in the distribution and he supports more outreach. He also proposed distributing 125,000 condoms with instructions and lubricants.

Mayor Pro Tem Prang stated that the City of West Hollywood is currently funding testing, outreach, prevention education programming

Councilmember Guarriello stated that more education is necessary and he spoke in opposition

ACTION: Approve the Human Services Commission and staff's recommendation to increase condom distribution to members of the West Hollywood Community by 250,000 condoms using the following mechanism:

1. 100,000 condoms for distribution by the following service organizations to clients and at special events: AIDS Healthcare Foundation, AIDS Project L.A. for AIDS, Being Alive, Foundation House/P.A.T.H., L.A. Gay and Lesbian Center, L.A. Free Clinic, Shanti Foundation and Van Ness House;
2. 150,000 condoms to bars, clubs, hotels, guest houses or bed and breakfast establishments, and coffeehouses in the City which cater to a gay male clientele. The distribution sites, determination of number of condoms per site, which sites would receive condoms alone or condoms in a packet with lube, and management of distribution to be determined by a coalition of AIDS service providers. The fiscal agent for the coalition to be the West Hollywood CARES program of the L.A. Gay and Lesbian Center. The Human Services Commission recommended that the businesses venue distribution include 100,000 condoms and 50,000 condom packets which include two (2) condoms, lube and service referral information and/or instructions for use;
3. Amend the contract with West Hollywood CARES of the L.A. Gay and Lesbian Center to increase the allocation by \$24,000 effective August 1, 1999 – Sept. 30, 2000 for the service described above.
4. Direct staff to work with representatives from all AIDS services and the Free Clinic to determine the mix of single condoms and condoms with lubricants.
5. Direct staff that the funding for this program shall be from contract savings first and then form COLA reduction from all programs if contract savings is not sufficient.

Motion Mayor Pro Tem Prang, seconded by Councilmember Koretz and unanimously carried.

5. Direct staff to draft an Ordinance to mandate condom distribution.

6. Require all new GUP's to provide condom distribution as a condition of approval regardless whether the club focuses on gay or heterosexual activity.

Motion Councilmember Koretz, seconded by Councilmember Mayor Pro Tem Prang and carried noting the ABSTENTION of Councilmembers Guarriello and Martin.

4.B. DOG PARK:

Sam C. Baxter, Landscape & building Maintenance Manager, provided background information as outlined in the staff report dated July 6, 1999.

CAROL RODRIGUEZ, WEST HOLLYWOOD, spoke in support of a Dog Park at San Vicente and Santa Monica Boulevard.

SYBIL ZADEN, WEST HOLLYWOOD, spoke in support of the project.

Councilmember expressed his concern with some locations being located near residents. He suggested experimenting before the money is committed.

Mayor Pro Tem Prang thanked the commission for their efforts.

Councilmember Koretz stated that the 714 Doheny might be a great place to get at a low cost.

Mayor Heilman stated that there are limitations on where the Dog Park is located and he supports Beverly Hills participation. He suggested a location near Pink Dot on Sunset.

ACTION: 1) Direct the Public Facilities Commission and staff to explore further the first three (3) ranked dog park sites as listed in this report; and, 2) Return to Council with specific and detailed information on developing a dog park site(s) including associated operation, required improvements and related costs.

By consensus of the City Council.

4.C. POLICY ACTION ON NAMING AND RENAMING CITY FACILITIES, BUILDINGS, PARKS AND OTHER PUBLIC PLACES:

This Item tabled to July 19, 1999.

4.D. TRANSPORTATION COMMISSION APPOINTMENTS AND REAPPOINTMENTS:

James Thompson, CMC, City Clerk, provided background information as outlined in the staff report dated July 6, 1999.

This Item tabled to July 19, 1999.

4.E. CULTURAL HERITAGE COMMISSION APPOINTMENTS AND REAPPOINTMENTS:

James Thompson, CMC, City Clerk, provided background information as outlined in the staff report dated July 6, 1999.

Natalie Shivers, Jennifer Minasian and Alan Ercolini were nominated.

ACTION: Appoint Natalie Shivers and Jennifer Minasian to the Cultural Heritage Commission as "at-large" appointments for terms expiring May 31, 2001. By consensus of the City Council.

4.F. PROPOSED RESOLUTION IN SUPPORT OF AB 83, WHICH CONFORMS STATE LAW CONCERNING CREATIVE ARTISTS WHO WORK AT HOME WITH PROVISIONS OF THE CITY'S MUNICIPAL CODE:

This Item tabled to July 19, 1999.

5. NEW BUSINESS: None.

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT: None.

6. LEGISLATIVE:

6.A. RENT STABILIZATION ORDINANCE AMENDMENT TO CONFORM TO STATE LEGISLATION AND JUDICIAL DECISIONS, AND CODIFY DEPARTMENT POLICIES AND PRACTICES:

Hal Cronkite, Director of Rent Stabilization, provided background information as outlined in the staff report dated July 6, 1999.

ACTION: Introduce for first reading Ordinance No. 99-548, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RELATIVE TO RENT STABILIZATION AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Motion Councilmember Martin, seconded by Councilmember Guarriello and unanimously carried.

6.B. PROPOSED ORDINANCE REGARDING DISPOSITION OF DANGEROUS DOGS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE:

Scott J. Svonkin, Deputy to Councilmember Koretz, provided background information as outlined in the staff report dated July 6, 1999.

Councilmember Martin stated that in addition the dog should be confined to their home.

City Attorney Jenkins stated that if the animal is provoked that may be a mitigating circumstance.

JEANNE DOBRIN, WEST HOLLYWOOD, would this action be part of a criminal action or a civil action.

City Attorney Jenkins stated that this is being treated as a civil action.

ACTION: Introduce on first reading Ordinance No. 99-549, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING DISPOSITION OF DANGEROUS DOGS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Motion Mayor Pro Tem Prang, seconded by Councilmember Guarriello and unanimously carried.

COUNCILMEMBER COMMENTS: None.

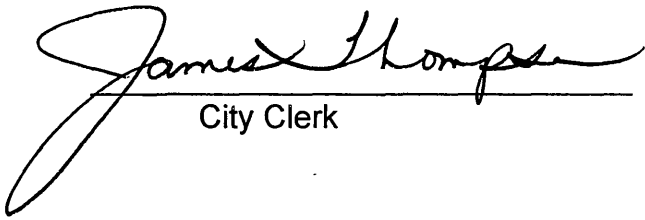
ADJOURNMENT: The City Council adjourned in memory of Bess Gardner, Peter Geyser and Joe Gannon at 12:30 a.m. on July 6, 1999 to a Joint Meeting with the Public Facilities Commission on Monday, July 19, 1999 at 6:00 P.M. followed by their regular meeting at 7:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 19TH DAY OF JULY, 1999.



MAYOR

ATTEST:



City Clerk